

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DAVID MICHAEL LEON,
Petitioner,

No. C 07-05719 CRB

ORDER

v.

JAMES A YATES,
Respondent.

Petitioner's counsel's ex parte motion to withdraw and for appointment of counsel is denied without prejudice to proceeding in the Ninth Circuit Court of Appeals where this action is now pending.

IT IS SO ORDERED.

Dated: April 30, 2009



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE